

IN THE UNITED STATES DISTRICT COURT
NORTHERN AND SOUTHERN DISTRICTS OF IOWA

FILED

MAR 29 2012

**CLERK, U.S. DISTRICT COURT
SOUTHERN DISTRICT OF IOWA**

IN THE MATTER OF

PLAN FOR REPRESENTATION OF
INDIGENT PRISONER PLAINTIFFS IN
CIVIL RIGHTS CASES

ORDER

Public Administrative Order

N.D. No. 12 - AO - 1 - P

S.D. No. 12 - AO - 1 - P

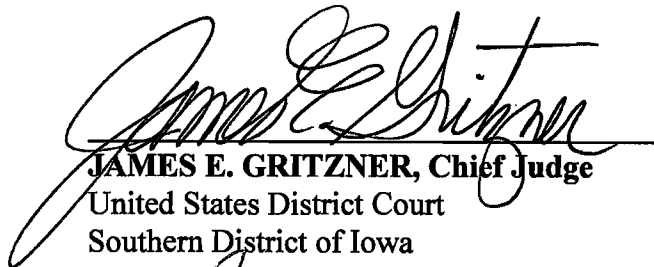
This Order supersedes the Plan for Representation of Indigent Plaintiffs in Civil Rights Cases dated March 20, 1992 (N.D. Adm. No. 1119 and S.D. No. M-1-105). Since 1989 the Northern and Southern Districts of Iowa have worked with the Federal Bar to develop and apply a system of indigent representation that meets prisoners' need for counsel in cases brought under 42 U.S.C. § 1983. This Plan reflects the Court's belief that justice requires availability of representation in certain civil cases, and that attorneys have a responsibility to perform *pro bono* work to remain members in good standing of the Bar of the Northern and Southern Districts of Iowa. "The participation of the bar in providing services to the indigent, though they be residents of correctional institutions, is essential." In Re Lane, 801 F.2d 1040, 1044 (8th Cir. 1986).

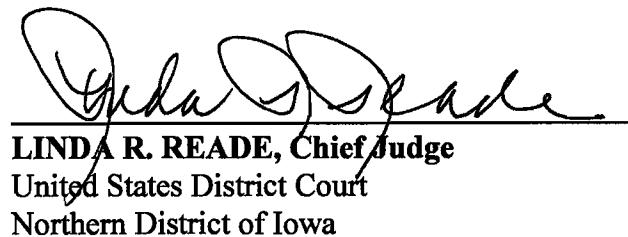
In the past, our methods of reimbursing counsel for representation in these cases have included use of grants via the Iowa State Bar Association Volunteer Lawyers Project, and contracts with law firms and individual attorneys to provide services on a fee-per-month or case-by-case basis. The judges of the Northern and Southern Districts of Iowa elected to eliminate the long-standing contract for prisoner representation, effective June 30, 2011. Since that time the two districts have established their own respective methods for assigning counsel on a case-by-case basis.

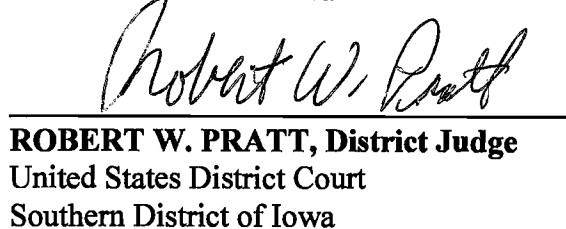
Payments under this Plan are made from Attorney Admission Fee Funds, which obtain their monies from the Continuing Legal Education and *pro hac vice* admission fees paid by attorneys as authorized by Local Rule 83.1.c.4. Counsel who have accepted a *pro bono* appointment since their last Continuing Legal Education Report are exempt from paying the fee for two reporting periods. Attorneys who are full-time employees of a legal aid society, legal services corporation, or other nonprofit organization, which has as its primary purpose the furnishing of legal services to indigent Iowans, are exempt from payment of the Continuing Legal Education fee. Attorneys who are full-time employees of a government entity are exempt from payment of the Continuing Legal Education fee, but shall biennially complete five hours of non-litigation projects involving management of these cases.

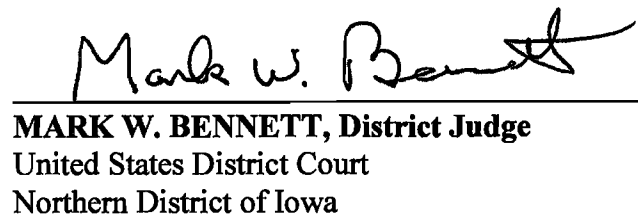
IT IS SO ORDERED.

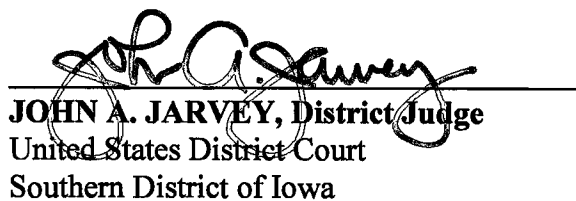
DATED this 29th day of March, 2012.


JAMES E. GRITZNER, Chief Judge
United States District Court
Southern District of Iowa


LINDA R. READE, Chief Judge
United States District Court
Northern District of Iowa


ROBERT W. PRATT, District Judge
United States District Court
Southern District of Iowa


MARK W. BENNETT, District Judge
United States District Court
Northern District of Iowa


JOHN A. JARVEY, District Judge
United States District Court
Southern District of Iowa